

Court of Appeals, State of Michigan

ORDER

In re Water Levels of Houghton Lake Higgins Lake & Lake St Helen

Docket No. **351998**

LC No. **81-003003-CF**

Christopher M. Murray, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the December 2, 2019 order is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). That order is not a final order under MCR 7.202(6)(a)(i) because it does not dispose of any claim in this case but only vacates an earlier order to show cause. Further, a trial court's certification of an order as a final order is not controlling. *Faircloth v Family Independence Agency*, 232 Mich App 391, 400-401; 591 NW2d 314 (1998). Dismissal is without prejudice to the filing of a late application for leave to appeal under MCR 7.205(G), provided such a filing meets all requirements under the court rules and is not time-barred.



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

JAN 08 2020

Date


Chief Clerk